

Disputes to be referred to government actuary

5. Where any dispute arises as to the amount of any benefit payable in accordance with this Act or where any person entitled to a benefit in accordance with this Act considers that the benefit paid or payable to him is inappropriate having regard to his or the contributor's years of service, his or the contributor's contributions to the fund, the terms of the scheme or any other matter the person or any person acting on his behalf may refer the matter to the government actuary who shall determine the amount payable to the person in accordance with this Act and his decision shall be final.

Regulations

6. (1) The Governor in Council may make regulations for or with respect to—

- (a) prescribing authorities established by or under any Act to be public authorities for the purposes of this Act;
- (b) prescribing States and authorities for the purposes of section 3 (1) (a) (ii);
- (c) calculating amounts for the purposes of section 3 (1) (c) (iv) and section 3 (1) (d) (iv); and
- (d) carrying this Act into effect.

(2) The regulations made under sub-section (1) (c) may make different provision with respect to different schemes or different classes of schemes.

VICTORIA.



ANNO VICESIMO SEXTO

ELIZABETHÆ SECUNDÆ REGINÆ

No. 9018.

An Act to amend the *Social Welfare Act 1970*.

[17th May, 1977.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. (1) This Act may be cited as the *Social Welfare* Short title.
(Administration) Act 1977.

(2) The *Social Welfare Act 1970* is in this Act referred to as the Principal Act. Principal Act No. 8089. Reprinted to No. 8821.

(3) This Act shall come into operation on the day on which it receives the Royal Assent. Commencement.

2. In section 1 of the Principal Act—

(a) in the portion of the Table relating to Part II.—

(i) for the expression "Part II.—Family Welfare Division ss. 12–85." there shall be substituted the expression "Part II.—Family Welfare Services ss. 12–84."; and

(ii) in the expression "Division I.—Administration and Functions ss. 12–14." the words "Administration and" are repealed;

(b) in

Amendment of No. 8089 s. 1 Division Table.

(b) in the portion of the Table relating to Part III.—

(i) for the expression “Part III.—Youth Welfare Division ss. 85–110.” there shall be substituted the expression “Part III.—Youth Welfare Services ss. 85–110.”; and

(ii) in the expression “Division I.—Administration and Functions ss. 85–86.” the words “Administration and” are repealed;

(c) in the portion of the Table relating to Part IV.—

(i) for the expression “Part IV.—Prisons Division ss. 111–145.” there shall be substituted the expression “Part IV.—Correctional Services ss. 111–145.”; and

(ii) in the expression “Division I.—Administration and Functions ss. 111–112A.” the words “Administration and” are repealed;

(d) in the portion of the Table relating to Part V. the word “Division” is repealed;

(e) in the portion of the Table relating to Part VI.—

(i) for the expression “Part VI.—Training Division ss. 148–152.” there shall be substituted the expression “Part VI.—Training Services ss. 148–152.”; and

(ii) in the expression “Division I.—Administration and Functions ss. 148–150.” the words “Administration and” are repealed;

(f) in the portion of the Table relating to Part VII.—

(i) for the expression “Part VII.—Probation and Parole Division ss. 153–177.” there shall be substituted the expression “Part VII.—Probation and Parole Services ss. 153–177.”; and

(ii) in the expression “Division 2.—Administration and Functions ss. 154–155.” the words “Administration and” are repealed.

3. (1) In section 4 (c) of the Principal Act—

(a) after the words “to the” there shall be inserted the words “Director of Probation and Parole,”; and

(b) for the words “Director of Probation and Parole” there shall be substituted the word “Director-General”.

(2) In section 10 of the Principal Act in sub-sections (2) and (3) the words “Director or” (where respectively occurring) are repealed.

4. (1) In

4. (1) In the headings preceding section 12 of the Principal Act—

(a) for the word “DIVISION” there shall be substituted the word “SERVICES”; and

(b) the words “ADMINISTRATION AND” are repealed.

(2) Section 12 of the Principal Act is repealed.

(3) In section 13 of the Principal Act—

(a) in sub-section (1)—

(i) for the words “Family Welfare Division” there shall be substituted the words “the Department with respect to family welfare services”; and

(ii) in paragraph (e) for the word “Division” there shall be substituted the word “Department”; and

(b) in sub-section (2) for the words “Family Welfare Division” there shall be substituted the word “Department”.

(4) In section 14 of the Principal Act—

(a) in sub-section (2) (a) (i) for the words “the Director of Family Welfare” there shall be substituted the words “an officer of the Department nominated by the Director-General”; and

(b) in sub-section (8) for the words “Family Welfare Division” there shall be substituted the word “Department”; and

(c) in sub-section (12) (a) for the words “Family Welfare Division” there shall be substituted the word “Department”.

(5) In section 40 (c) of the Principal Act for the words “the supervision of the Youth Welfare Division” there shall be substituted the words “such supervision as the Director-General thinks necessary”.

(6) In section 44 (1) of the Principal Act for the words “Family Welfare Division” there shall be substituted the word “Department”.

5. (1) In the headings preceding section 85 of the Principal Act—

(a) for the word “DIVISION” there shall be substituted the word “SERVICES”; and

(b) the words “ADMINISTRATION AND” are repealed.

(2) Section

Amendment of
No. 8089
Part II.
Family Welfare
Services.

Repeal of
provisions as to
administration.

Amendment of
No. 8089 s. 4.
Construction of
references.

Delegation.

Amendment of
No. 8089
Part III.
Youth Welfare
Services.

Repeal of provisions as to administration.

- (2) Section 85 of the Principal Act is repealed.
- (3) In section 86 of the Principal Act—
 - (a) the expression “(1)” is repealed;
 - (b) for the words “Youth Welfare Division” there shall be substituted the words “Department with respect to youth welfare services”;
 - (c) after paragraph (d) there shall be inserted the following paragraph :—

“(da) establish counselling and preventive services for young persons ;” ; and
 - (d) sub-section (2) is repealed.

(4) In section 105 of the Principal Act for the words “Youth Welfare Division” there shall be substituted the word “Department”.

Amendment of No. 8089 Part IV.
Correctional Services.

6. (1) In the headings preceding section 111 of the Principal Act—

- (a) for the expression “PRISONS DIVISION” there shall be substituted the expression “CORRECTIONAL SERVICES”;
- and
- (b) the words “ADMINISTRATION AND” are repealed.

Repeal of provisions as to administration.

(2) Sub-sections (1), (3), (4), and (5) of section 111 of the Principal Act are repealed.

(3) In section 112 of the Principal Act for the words “Prisons Division” there shall be substituted the words “Department with respect to correctional services”.

(4) In section 112A of the Principal Act—

- (a) in sub-section (2) for the words “The Director of Prisons” there shall be substituted the words “An officer of the Department nominated by the Director-General” ; and
- (b) in sub-section (6) for the words “Prisons Division” there shall be substituted the word “Department”.

Amendment of No. 8089 Part V.

Research and Statistics.

Repeal of provisions as to administration.

7. (1) In the heading preceding section 146 of the Principal Act the word “DIVISION” is repealed.

(2) Section 146 of the Principal Act is repealed.

(3) In section 147 of the Principal Act—

- (a) for the words “Research and Statistics Division” there shall be substituted the words “Department with respect to research and statistics” ; and

(b) in

(b) in paragraph (b) the words “all Divisions of” are repealed.

8. (1) In the headings preceding section 148 of the Principal Act—

- (a) for the word “DIVISION” there shall be substituted the word “SERVICES” ; and
- (b) the words “ADMINISTRATION AND” are repealed.

(2) Section 148 of the Principal Act is repealed.

(3) In section 149 of the Principal Act for the words “Training Division” there shall be substituted the words “Department with respect to training”.

(4) In section 150 (b) of the Principal Act for the word “Division” (where first occurring) there shall be substituted the word “Department”.

(5) In section 151 of the Principal Act—

- (a) in sub-section (1) for the words “the Director of Training, the Director of Family Welfare, the Director of Youth Welfare, and the Director of Prisons” there shall be substituted the words “four officers of the Department nominated by the Director-General” ; and

(b) in sub-section (6A)—

- (i) for the words “the Director of Family Welfare, the Director of Youth Welfare, or the Director of Prisons” there shall be substituted the words “any of the officers nominated by the Director-General” ; and
- (ii) for the word “Director” (where last occurring) there shall be substituted the word “officer”.

9. (1) In the headings preceding section 153 of the Principal Act the word “DIVISION” is repealed.

(2) In the heading preceding section 154 of the Principal Act the words “ADMINISTRATION AND” are repealed.

(3) Section 154 of the Principal Act is repealed.

(4) In section 155 of the Principal Act for the words “Probation and Parole Division” there shall be substituted the words “Department with respect to probation and parole”.

(5) In section 165 of the Principal Act—

- (a) in sub-section (1) for the words “a chief youth parole officer and such other” there shall be substituted the words “as many” ;

(b) for

Amendment of No. 8089 Part VI.
Training services.

Repeal of provisions as to administration.

Amendment of No. 8089 Part VII.
Probation and parole.

Repeal of provisions as to administration.

(b) for sub-section (2) there shall be substituted the following sub-section :—

“(2) Youth parole officers shall in relation to any parole order be subject to direction by the Youth Parole Board, but shall otherwise be under the control of the Director-General.”; and

(c) in sub-section (3) the words “the chief youth parole officer and of” are repealed.

(6) In section 169 (4) of the Principal Act for the words “chief youth parole officer” there shall be substituted the word “Director-General”.

(7) In section 189 of the Principal Act—

(a) in sub-section (2) the words “a chief parole officer and” and the word “other” are repealed;

(b) for sub-section (3) there shall be substituted the following sub-section :—

“(3) Stipendiary parole officers shall in relation to any parole order be subject to direction by the Adult Parole Board, but shall otherwise be under the control of the Director-General.”; and

(c) in sub-section (4) the words “the chief parole officer and of” are repealed.

(8) In section 195 (4) of the Principal Act for the words “chief parole officer” there shall be substituted the word “Director-General”.

Amendment of
No. 8089 s. 203,
Regulations.

10. In section 203 (ab) of the Principal Act the words “any Division of” are repealed.

VICTORIA.



ANNO VICESIMO SEXTO

ELIZABETHÆ SECUNDÆ REGINÆ

No. 9019.

An Act to revise the Statute Law.

[17th May, 1977.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. (1) This Act may be cited as the *Statute Law Revision Act 1977*. Short title.

(2) Subject to section 2 (2), this Act shall come into operation on the day on which it receives the Royal Assent. Commence-
ment.

2. (1) The Acts mentioned in the Schedule to the extent to which they are in that Schedule expressed to be amended or repealed are hereby amended or repealed accordingly. Acts to be
amended and
repealed.
Schedule.

(2) This Act shall be deemed to have come into operation with respect to the amendments made by the following items in the Schedule on the following dates :— Commence-
ment of
certain
amendments.

- (a) Item 252 on the 1st day of July, 1976 ;
- (b) Items 253, 254 and 255 on the 1st day of March, 1976 ;
- (c) Item 256 on the 20th day of March, 1973 ;
- (d) Item 257 on the 1st day of October, 1974 ;
- (e) Item 258 on the 1st day of January, 1973 ;
- (f) Item 259 on the 27th day of November, 1973 ;
- (g) Item 260 on the 7th day of November, 1973 ;
- (h) Item 261 on the 10th day of January, 1973 ;

(i) Item